



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kathleen Battista et al.

Serial No.: 10/656,934

Art Unit: 1625

Filed : September 5, 2003

Examiner:

For : HYDROXY ALKYL SUBSTITUTED 1,3,8-TRIAZASPIRO[4,5]
DECAN-4-ONE DERIVATIVES USEFUL FOR THE TREATMENT OF
ORL-1 RECEPTOR MEDIATED DISORDERS

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first class mail in an envelope addressed
to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450 on

March 22, 2004

(Date of Deposit)

Hal B. Woodrow

(Name of applicant, assignee, or Registered Representative)

Hal B. Woodrow

(Signature)

March 22, 2004

(Date of Signature)

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF COMBINED DECLARATION AND POWER OF ATTORNEY

Dear Sir:

Pursuant to Rule 53(f) and Rule 54, please find enclosed a Combined Declaration and Power of Attorney for the application of Kathleen Battista et al. entitled HYDROXY ALKYL SUBSTITUTED 1,3,8-TRIAZASPIRO[4,5]DECAN-4-ONE DERIVATIVES USEFUL FOR THE TREATMENT OF ORL-1 RECEPTOR MEDIATED DISORDERS attorney Docket No. PRD-39, to complete, pursuant to Rule 51, this application filed on September 5, 2003 by Express Mail pursuant to Rule 10. As required, a copy of the Notice to File Missing Parts of Application is also attached.

Please charge Johnson & Johnson Deposit Account No. 10-0750/PRD39/HBW in the amounts of \$130.00 for submission of the Declaration pursuant to Section 1.16(e). The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 10-0750/PRD39/HBW. This sheet is submitted in triplicate.

Respectfully submitted,

Hal B. Woodrow

Hal B. Woodrow

Reg. No. 32,501

Attorney for Applicant(s)

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-2976



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKET NO. PRD-39

Applicants: Kathleen Battista et al.

Serial No.: 10/656,934

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For : HYDROXY ALKYL SUBSTITUTED 1,3,8-TRIAZASPIRO[4,5]
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Hal B. Woodrow

Reg. No. 32,501

Attorney for Applicant(s)

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-2976



Please type a plus sign (+) inside this box ☐

PTO/SB/01 (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) <input type="checkbox"/> Declaration Submitted with Initial Filing <input type="checkbox"/> Declaration Submitted after Initial Filing (Surcharge (37 CFR 1.16(e)) required) OR	Attorney Docket Number	PRD-0039-USA-NP			
	First Named Inventor	BATTISTA et al			
	COMPLETE IF KNOWN				
	Application Number	NOT YET ASSIGNED			
	Filing Date	SEPTEMBER 5, 2003			
	Group Art Unit	NOT YET ASSIGNED			
	Examiner Name	NOT YET ASSIGNED			
As a below named inventor, I hereby declare that: My residence, mailing address, and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: HYDROXY ALKYL SUBSTITUTED 1,3,8-TRIAZASPIRO[4.5]DECAN-4-ONE DERIVATIVES USEFUL FOR THE TREATMENT OF ORL-1 RECEPTOR MEDIATED DISORDERS <i>(Title of the Invention)</i> the specification of which <input checked="" type="checkbox"/> is attached hereto OR <input type="checkbox"/> was filed on (MM/DD/YYYY) <input type="text"/> as United States Application Number or PCT International Application Number <input type="text"/> and was amended on (MM/DD/YYYY) <input type="text"/> I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application. I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.					
Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO	
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<input type="checkbox"/> Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:					

DECLARATION - Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	
60/409,134	September 9, 2002	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status
		Patented Patented Patented

I hereby appoint:

☒ Practitioners at Customer Number **000027777** →

Place Customer
Number Bar Code
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AND

☐ Practitioner(s) named below:
Name Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Address all telephone calls to Mary A. Appollina at telephone number (732) 524-3742.

Direct all correspondence to: Customer Number
☒ or Bar Code Label **000027777** OR ☐ Correspondence address below

Name:

Address:

Address:

City:

State:

ZIP

Country

Telephone:

Fax:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Kathleen		Family Name or Surname Battista	
Inventor's Signature		Date	
Residence: City Ewing	State NJ	Country USA	Citizenship USA
Mailing Address 1016 Scenic Drive			
City Ewing	State NJ	ZIP 08628	Country USA
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Gilles		Family Name or Surname Bignan	
Inventor's Signature		Date	
Residence: City Bridgewater	State NJ	Country USA	Citizenship France
Mailing Address 4 Burr Street			
City Bridgewater	State NJ	ZIP 08807	Country USA
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF THIRD INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Peter J.		Family Name or Surname Connolly	
Inventor's Signature		Date	
Residence: City New Providence	State NJ	Country USA	Citizenship USA
Mailing Address 74 Delwick Lane			
City New Providence	State NJ	ZIP 07974	Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF FOURTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Allen B.

Family Name
or Surname Reitz

Inventor's
Signature

Date

Residence: City Lansdale

State PA

Country USA

Citizenship USA

Mailing Address 109 Greenbriar Road

City Lansdale

State PA

ZIP 19446-1519

Country USA

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NAME OF FIFTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Tina Morgan

Family Name
or Surname Ross

Inventor's
Signature

Date

Residence: City Royerford

State PA

Country USA

Citizenship USA

Mailing Address 101 Rosemont Lane

City Royerford

State PA

ZIP 19468

Country USA

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NAME OF SIXTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Malcolm

Family Name
or Surname Scott

Inventor's
Signature

Malcolm K. Scott

Date 9-16-03

Residence: City Telford

State PA

Country USA

Citizenship USA

Mailing Address 850 Keller Creamery Road

City Telford

State PA

ZIP 18969

Country USA

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NAME OF SEVENTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Steven A.

Family Name
or Surname Middleton

Inventor's
Signature

Date

Residence: City Flemington

State NJ

Country USA

Citizenship USA

Mailing Address 2 Gateshead Drive

City Flemington

State NJ

ZIP 08822

Country USA

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NAME OF EIGHTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Michael

Family Name
or Surname Orsini

Inventor's
Signature

Date

Residence: City Somerset

State NJ

Country USA

Citizenship USA

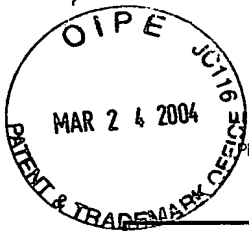
Mailing Address 24 Nepote Place

City Somerset

State NJ

ZIP 08873

Country USA



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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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	COMPLETE IF KNOWN			
	Application Number	NOT YET ASSIGNED		
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Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO
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Application Serial No.	Filing Date	Status
		Patented Patented Patented

I hereby appoint:

☒ Practitioners at Customer Number **000027777** →

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AND

☐ Practitioner(s) named below:
Name Registration Number

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☒ or Bar Code Label **000027777** OR ☐ Correspondence address below

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Address:

Address:

City:

State:

ZIP

Country

Telephone:

Fax:

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NAME OF FOURTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Allen B.

Family Name
or Surname Reitz

Inventor's
Signature

Date

Residence: City Lansdale

State PA

Country USA

Citizenship USA

Mailing Address 109 Greenbriar Road

City Lansdale

State PA

ZIP 19446-1519

Country USA

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NAME OF FIFTH INVENTOR:

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Given Name
(first and middle [if any]) Tina Morgan

Family Name
or Surname Ross

Inventor's
Signature

Date

Residence: City Royerford

State PA

Country USA

Citizenship USA

Mailing Address 101 Rosemont Lane

City Royerford

State PA

ZIP 19468

Country USA

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NAME OF SIXTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Malcolm

Family Name
or Surname Scott

Inventor's
Signature

Date

Residence: City Telford

State PA

Country USA

Citizenship USA

Mailing Address 850 Keller Creamery Road


City Telford

State PA


ZIP USA

Country USA

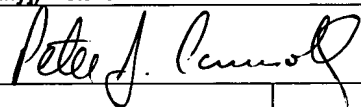
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NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Kathleen		Family Name or Surname Battista	
Inventor's Signature 		Date 8/29/2003	
Residence: City Ewing	State NJ	Country USA	Citizenship USA
Mailing Address 1016 Scenic Drive			
City Ewing	State NJ	ZIP 08628	Country USA

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NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Gilles		Family Name or Surname Bignan	
Inventor's Signature 		Date 08/29/2003	
Residence: City Bridgewater	State NJ	Country USA	Citizenship France
Mailing Address 4 Burr Street			
City Bridgewater	State NJ	ZIP 08807	Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF THIRD INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Peter J.		Family Name or Surname Connolly	
Inventor's Signature 		Date 8/29/03	
Residence: City New Providence	State NJ	Country USA	Citizenship USA
Mailing Address 74 Delwick Lane			
City New Providence	State NJ	ZIP 07974	Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SEVENTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Steven A.

Family Name
or Surname Middleton

Inventor's
Signature

Steven A. Middleton

Date 8-29-2003

Residence: City Flemington

State NJ

Country USA

Citizenship USA

Mailing Address 2 Gateshead Drive

City Flemington

State NJ

ZIP 08822

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF EIGHTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Michael

Family Name
or Surname Orsini

Inventor's
Signature

Michael Orsini

Date 9/4/2003

Residence: City Somerset

State NJ

Country USA

Citizenship USA

Mailing Address 24 Nepote Place

City Somerset

State NJ

ZIP 08873

Country USA



Please type a plus sign (+) inside this box ☐

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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**DECLARATION
AND
POWER OF ATTORNEY
FOR UTILITY OR DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☐ Declaration Submitted with Initial Filing **OR** ☒ Declaration Submitted after Initial Filing (Surcharge (37 CFR 1.16(e)) required)

Attorney Docket Number	PRD-0039-USA-NP
First Named Inventor	BATTISTA et al
COMPLETE IF KNOWN	
Application Number	NOT YET ASSIGNED
Filing Date	SEPTEMBER 5, 2003
Group Art Unit	NOT YET ASSIGNED
Examiner Name	NOT YET ASSIGNED

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

HYDROXY ALKYL SUBSTITUTED 1,3,8-TRIAZASPIRO[4.5]DECAN-4-ONE DERIVATIVES USEFUL FOR THE TREATMENT OF ORL-1 RECEPTOR MEDIATED DISORDERS
(Title of the Invention)

the specification of which

☒ is attached hereto

OR

☐ was filed on (MM/DD/YYYY) as United States Application Number or PCT International Application Number and was amended on (MM/DD/YYYY)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

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I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

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I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	
60/409,134	September 9, 2002	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status
		Patented Patented Patented

I hereby appoint:

☒ Practitioners at Customer Number **000027777** →

Place Customer
Number Bar Code
Label Here

AND

☐ Practitioner(s) named below:
Name Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Address all telephone calls to Mary A. Appollina at telephone number (732) 524-3742.

Direct all correspondence to: Customer Number ☒ or Bar Code Label **000027777** OR ☐ Correspondence address below

Name:

Address:

Address:

City:

State:

ZIP

Country

Telephone:

Fax:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Kathleen

Family Name
or Surname Battista

Inventor's
Signature

Date

Residence: City Ewing

State NJ

Country USA

Citizenship USA

Mailing Address 1016 Scenic Drive

City Ewing

State NJ

ZIP 08628

Country USA

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NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Gilles

Family Name
or Surname Bignan

Inventor's
Signature

Date

Residence: City Bridgewater

State NJ

Country USA

Citizenship France

Mailing Address 4 Burr Street

City Bridgewater

State NJ

ZIP 08807

Country USA

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NAME OF THIRD INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Peter J.

Family Name
or Surname Connolly

Inventor's
Signature

Date

Residence: City New Providence

State NJ

Country USA

Citizenship USA

Mailing Address 74 Delwick Lane

City New Providence

State NJ

ZIP 07974

Country USA

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NAME OF FOURTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Allen B.

Family Name
or Surname Reitz

Inventor's
Signature

Allen B Reitz

Date

9/4/03

Residence: City Lansdale

State PA

Country USA

Citizenship USA

Mailing Address 109 Greenbriar Road

City Lansdale

State PA

ZIP 19446-1519

Country USA

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NAME OF FIFTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Tina Morgan

Family Name
or Surname Ross

Inventor's
Signature

Tina Morgan Ross

Date

9/4/03

Residence: City Royerford

State PA

Country USA

Citizenship USA

Mailing Address 101 Rosemont Lane

City Royerford

State PA

ZIP 19468

Country USA

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NAME OF SIXTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Malcolm

Family Name
or Surname Scott

Inventor's
Signature

Date

Residence: City Telford

State PA

Country USA

Citizenship USA

Mailing Address 850 Keller Creamery Road

City Telford

State PA

ZIP USA

Country USA

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NAME OF SEVENTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Steven A.

Family Name
or Surname Middleton

Inventor's
Signature

Date

Residence: City Flemington

State NJ

Country USA

Citizenship USA

Mailing Address 2 Gateshead Drive

City Flemington

State NJ

ZIP 08822

Country USA

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NAME OF EIGHTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Michael

Family Name
or Surname Orsini

Inventor's
Signature

Date

Residence: City Somerset

State NJ

Country USA

Citizenship USA

Mailing Address 24 Nepote Place

City Somerset

State NJ

ZIP 08873

Country USA